REMARKS

Reconsideration and allowance of the subject application are respectfully solicited.

Claims 15, 16, 26, and 53 through 96 are pending, with Claims 15, 26, 53, 66, 69, 71, 78, 81, 82, 83, 85, 92, and 96 being independent. Claims 84 through 96 have been added.

The previously-pending claims were discussed in the October 9, 2003

Amendment.

Turning to the newly-presented claims, Claim 85 recites, <u>inter alia</u>, that software for controlling the apparatus (the apparatus comprising an RFID scanning unit) is downloaded from a server to the apparatus via a network connection.

Claim 92 recites, <u>inter alia</u>, a software downloading unit that is configured to download, via a network connection, software for controlling the apparatus (the apparatus comprising an antenna used for RFID scanning).

Claim 96 recites, <u>inter alia</u>, downloading software for controlling the apparatus (the apparatus comprising an antenna used for RFID scanning) to the apparatus from a server via a network connection.

Huffman, et al., Wright, Schier, et al., Vogel, Melzer, et al., and Gibb, even in the proposed combinations, assuming, arguendo, that the documents could be combined, disclose or suggests at least the above-discussed combination of claimed features as recited, inter alia, in Claims 85, 92, and 96. It is further respectfully submitted that there has been no showing of any indication of motivation in the cited documents that would lead one having ordinary skill to arrive at such features.

The dependent claims are also submitted to be patentable because they set forth additional aspects of the present invention and are dependent from independent claims discussed

above. Therefore, separate and individual consideration of each dependent claim is respectfully

requested.

Applicants submit that this application is in condition for allowance, and a Notice of Allowance is respectfully requested.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address listed below.

Respectfully submitted,

Attorney for Applicants

Daniel S. Glueck

Registration No. 37,838

FITZPATRICK, CELLA, HARPER & SCINTO 30 Rockefeller Plaza

New York, New York 10112-3800

Facsimile: (212) 218-2200

DSG\dc

DC_MAIN 153254v1